



8-4-04

IFW

AUG 03 2004

Attorney Docket No.: 998-934

**PATENT**

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

In re: Application of )  
Gehring *et al.* )  
 )  
Serial No.: 10/661,975 )  
 )  
Filed: September 11, 2003 )  
 )  
Examiner: Joyce, Harold  
Group Art Unit: 3749  
Date: August 3, 2004

For: AIR DUCT OUTLETS WITH MANUAL AND AUTOMATIC AIR STREAM DIRECTION CONTROL

## **RESPONSE TO RESTRICTION REQUIREMENT**

Mail Stop Amendment  
Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Sir:

This Response to Restriction Requirement is responsive to the Office Action (the "Action") mailed July 28, 2004.

It is not believed that an extension of time and/or additional fee(s), including fees for additional claims, are required, beyond those that may otherwise be provided for in documents accompanying this paper. In the event, however, that an extension of time is necessary to allow consideration of this paper, such an extension is hereby petitioned under 37 C.F.R. §1.136(a). Any additional fees believed to be due in connection with this paper may be charged to our Deposit Account No. 50-0220.

## **REMARKS**

The Action states that restriction to one of the following species is required under 35 U.S.C. § 121:

## Group I: Figs. 1-12; and

## Group II: Figs. 13 and 14.

For purposes of providing a complete reply to the Action, Applicants elect the species represented by Group I (Figs. 1-12) for prosecution on the merits. Claims 1-2, 4-14 and 16-20 read on Figs. 1-12. This election is made with traverse because the nature of the subject

matter is such that it would enable the Examiner to search all claims in the present application together without undue hardship on the Examiner. (See M.P.E.P. § 803).

The Action also states that the inventors' declaration is defective because all the parties signatures are not present. Applicants respectfully assert that all signatures of the inventors are present. Each inventor signed a separate page of the declaration. Of the five inventors, two were listed on page 3 of 4 and three were listed on page 4 of 4. Accordingly, there are two executed pages for page 3 of 4 and three executed pages for page 4 of 4. A copy of the executed declaration is attached and contains the signatures of all five inventors.

It is respectfully submitted that this application is in condition for substantive examination, which action is respectfully requested.

Respectfully submitted,



Needham J. Boddie, II  
Attorney for Applicants  
Registration No. 40,519

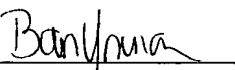
USPTO Customer No. 20792  
Myers Bigel Sibley & Sajovec, P.A.  
Post Office Box 37428  
Raleigh, North Carolina 27627  
Telephone: (919) 854-1400  
Facsimile: (919) 854-1401

Doc. No. 387238

**CERTIFICATE OF EXPRESS MAILING**

Express Mail Label No. **EV 473655813 US**  
Date of Deposit: **8/3/2004**

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 CFR § 1.10 on the date indicated above and is addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450



Ban Youhan